

REC'D JUL 26 2002  
26 JUL 2002

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Joerg SUTTER et al.  
International Application No. : PCT/DE00/03194  
International Filing Date : September 14, 2000  
U.S. Serial No. : 10/088,240  
For : **ELECTRONICALLY COMMUTABLE  
MOTOR**

Commissioner for Patents  
Box PCT  
Washington, D.C. 20231

Attention: DO/EO/US

**RESPONSE TO MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371**

SIR:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed May 14, 2002), Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is enclosed.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration and any additional fees to Deposit Account No. 11-0600.

Respectfully submitted,

KENYON & KENYON



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New York, NY 10004  
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Date: 7/10/02

## UNITED STATES PATENT AND TRADEMARK OFFICE

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Commissioner for Patents, Box F-1  
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Washington, D.C. 20231  
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MAY 20 12 24 2000

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|-------------------------------|-----------------------|----------------|
| U.S. APPLICATION NUMBER NO    | FIRST NAMED APPLICANT | ATTY DOCKET NO |
| 10 088,240                    | Joerg Sutter          | 10191/2225     |
| INTERNATIONAL APPLICATION NO. |                       | PCT/DE00/03194 |
| IA FILING DATE                |                       | PRIORITY DATE  |
| 09/14/2000                    |                       | 09/15/1999     |

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**CONFIRMATION NO. 4629**  
**371 FORMALITIES LETTER**



\*OC000000008097412\*

Date Mailed: 05/14/2002

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Substitute Specification

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the

ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR

THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|----------------------------|-------------------------------|------------------|
| 10/088,240                 | PCT/DE00/03194                | 10191/2225       |

FORM PCT/DO/EO/905 (371 Formalities Notice)